# No. 16

# MICHIGAN HOUSE OF REPRESENTATIVES

# DAILY CALENDAR

TUESDAY, FEBRUARY 24, 2004 1:00 p.m.

#### REPORTS OF STANDING COMMITTEES

# **HR** 27 Rep. Hardman

A resolution to memorialize the Congress of the United States to address the gap between services offered to children in kinship care arrangements and services offered to children in foster care situations.

— 1 <del>——</del>

(Reported by the Committee on Family and Children Services.)

(For text of resolution, see House Journal No. 19 of 2003, page 230 or Session Website; laid over 1 day October 23, 2003.)

— 2 —

#### **HR 122** Rep. Dennis

A resolution to encourage the judicious use of antibiotics.

(Reported by the Committee on Health Policy.)

(For text of resolution, see House Journal No. 66 of 2003, page 1741 or Session Website; laid over 1 day January 20, 2004.)

2

# HR 113 Rep. Wojno

A resolution to urge the United States Congress to support the Lifespan Respite Care Act of 2003.

(Reported by the Committee on Health Policy.)

(For text of resolution, see House Journal No. 64 of 2003, page 1682 or Session Website; laid over 1 day February 17, 2004.)

#### HR 167 Rep. Hoogendyk

A resolution to memorialize the Congress of the United States and the Michigan Department of Community Health to provide assistance to pregnancy care centers in Michigan.

(Reported by the Committee on Health Policy.)

(For text of proposed House substitute (H-1), see House Journal No. 13, page 203 or Session Website.)

(For text of resolution, see House Journal No. 85 of 2003, page 2094 or Session Website; laid over 1 day February 17, 2004.)

\_\_ 5 \_\_\_\_

#### HR 195 Rep. Meyer

A resolution to urge the President of the United States to remove sugar from the list of commodities to be included in the Central American Free Trade Agreement.

(Reported by the Committee on Agriculture and Resource Management.)

(For text of resolution, see House Journal No. 10, page 124 or Session Website; laid over 1 day February 17, 2004.)

#### MESSAGES FROM THE SENATE

6

# HB 4454 Rep. Hoogendyk

Economic development; Michigan economic growth authority; benefits for eligible pharmaceutical companies; provide for.

Amends secs. 3, 4 & 8 of 1995 PA 24 (MCL 207.803 et seq.).

(Returned from Senate with amendment and immediate effect; laid over 1 day December 3, 2003.)

(I.E. House May 14, 2003.)

(For Senate amendment, see House Journal No. 89 of 2003, page 2253 or Session Website.)

7

#### **HB** 4472 Rep. Lipsey

Property tax; exemptions; new personal property of certain pharmaceutical companies; provide for exemption under certain circumstances.

Amends sec. 9f of 1893 PA 206 (MCL 211.9f).

(Returned from Senate with amendments and immediate effect; laid over 1 day December 3, 2003.)

(I.E. House May 14, 2003.)

(For Senate amendments, see House Journal No. 89 of 2003, page 2253 or Session Website.)

8

# **HB** 5120 Rep. Van Regenmorter

Crimes; drunk driving; crime of operating a vehicle with bodily content of certain controlled substances; revise to reflect.

Amends secs. 310d, 319b, 321a, 625, 625b, 727 & 732 of 1949 PA 300 (MCL 257.310d et seq.).

(Returned from Senate with Senate substitute (S-3) and immediate effect; laid over 1 day February 3, 2004.)

(I.E. House October 29, 2003.)

(For House substitute (H-2), see Session Website.)

(For Senate substitute (S-3), see Session Website.)

# HB 4720 Rep. LaJoy

State; purchasing; cooperative purchasing program between public schools and the department of management and budget; create.

Amends sec. 261 of 1984 PA 431 (MCL 18.1261).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day February 12, 2004)

(I.E. House October 16, 2003.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

#### MESSAGES FROM THE SENATE

\_\_\_\_\_ 10 \_\_\_\_\_\_

#### **HB** 4722 Rep. Moolenaar

Education; financing; inapplicability of certain requirements for school district purchasing if school district makes purchase through cooperative program with state; provide

Amends secs. 623a & 1274 of 1976 PA 451 (MCL 380.623a & 380.1274).

(Returned from Senate with amendments and immediate effect; laid over 1 day February 12, 2004.)

(I.E. House October 16, 2003.)

(For House substitute (H-1), see Session Website.)

(For Senate amendments, see House Journal No. 12, page 188 or Session Website.)

<del>\_\_\_\_ 11 \_\_\_\_\_\_</del>

#### **HB** 5154 Rep. Gaffney

Environmental protection; toxic substances or products; uses of pesticides at schools and day care centers; regulate.

Amends secs. 8303, 8306 & 8316 of 1994 PA 451 (MCL 324.8303 et seq.).

(Returned from Senate with Senate substitute (S-3) and immediate effect; laid over 1 day February 18, 2004.)

(I.E. House December 10, 2003.)

(For House substitute (H-3), see Session Website.)

(For Senate substitute (S-3), see Session Website.)

#### THIRD READING

\_\_\_\_ 12 \_\_\_\_\_

### HB 4612 Rep. Brown

Gaming; casinos; racing theaters at casinos; allow. Amends sec. 9b of I.L. of 1996 (MCL 432.209b).

(Reported by the Committee on Agriculture and **Resource Management.)** 

(Read a third time; passed for day May 22, 2003.) (For House substitute (H-1), see Session Website.)

(Laid over one day May 20, 2003.)

\_\_\_\_ 13 \_\_\_\_

#### **HB** 4131 Rep. Daniels

Probate; other; dower rights; repeal.

Creates new act.

(Reported by the Committee on Judiciary.)

(Read a third time; passed for day November 5,

(Laid over one day October 21, 2003.)

\_\_\_\_\_ 14 \_\_\_\_\_

#### **366** Sen. Cropsey SB

Education; teachers; mandatory professional development requirements; eliminate.

Amends secs. 1526 & 1526a of 1976 PA 451 (MCL 380.1526 & 380.1526a) & repeals sec. 1527 of 1976 PA 451 (MCL 380.1527).

(Reported by the Committee on Commerce.)

(Read a third time; postponed temporarily.)

(For Senate substitute (S-1), see Session Website.)

(Laid over one day December 10, 2003.)

#### THIRD READING

\_\_\_\_ 15 \_\_\_\_\_

### SB 637 Sen. George

Liquor; drinking age; definition of possession as presence of alcohol in the body; clarify and modify penalties.

Amends sec. 703 of 1998 PA 58 (MCL 436.1703).

(Reported by the Committee on Criminal Justice.)

(Read a third time; passed for day February 12, 2004.)

(For House substitute (H-2), see Session Website.)

(For Senate substitute (S-2), see Session Website.)

(Laid over one day December 10, 2003.)

<del>\_\_\_\_\_ 16 \_\_\_\_\_</del>

# SB 824 Sen. Allen

Economic development; Michigan economic growth authority; revisions to the authority board and other general amendments; provide.

Amends secs. 4, 5, 6 & 10 of 1995 PA 24 (MCL 207.804 et seq.).

(Reported by the Committee on Commerce.)

(For House substitute (H-5), see Session Website.)

(For House amendments, see House Journal No. 15, page 233 or Session Website.)

(For Senate substitute (S-4), see Session Website.) (Laid over one day February 4, 2004.)

#### **SECOND READING**

— 17 ———

### **HB** 4322 Rep. Ruth Johnson

School aid; penalties; "take our daughters and sons to work day"; exempt from requirement of 75% attendance to be counted as day of pupil instruction.

Amends sec. 101 of 1979 PA 94 (MCL 388.1701).

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day April 9, 2003.) 18 —

#### HB **4215** Rep. Ward

Elections; school; cancellation of uncontested school board election; allow.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1061.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session

(Laid over one day April 29, 2003.)

#### HB **4467** Rep. Ward

Elections; scheduling; cancellation of a special, primary, or general election if uncontested; provide for and revise write-in date for certain candidates.

Amends secs. 196, 354, 357, 539, 540, 541, 644f & 737a of 1954 PA 116 (MCL 168.196 et seq.) & adds sec. 653b.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session

(Laid over one day April 29, 2003.)

<del>\_\_\_\_ 20 \_\_\_\_\_</del>

#### **HB** 4602 Rep. Farhat

Elections; primary; presidential primary in 2004; eliminate.

Amends sec. 613a of 1954 PA 116 (MCL 168.613a).

(Reported by the Committee on Local Government and Urban Policy.)

(Read a second time; substitute (H-2) adopted; passed for day May 7, 2003.)

(For House substitute (H-2), see Session Website.) (Laid over one day May 6, 2003.)

<del>\_\_\_\_</del> 21 <del>\_\_\_\_</del>

#### HB 4286 Rep. Spade

State; symbol; ruffed grouse; establish as the state game bird.

Creates new act.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day May 7, 2003.)

- 22 -----

# **HB** 4507 Rep. Hoogendyk

Health; research; research on embryonic stem cells; pronibit.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 2685a.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day May 13, 2003.)

— 23 ———

### **HB** 4678 Rep. Minore

State; employees and officers; provision regarding endorsements of applicants for notary public; expand to include district judges.

Amends sec. 107 of 1846 RS 14 (MCL 55.107).

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day June 10, 2003.)

— 24 ——

#### HB 4153 Rep. Kooiman

Use tax; collections; collection on sale or lease of motor vehicles and vehicle-related items; earmark a portion to the school aid fund and the comprehensive transportation fund.

Amends sec. 21 of 1937 PA 94 (MCL 205.111).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day June 26, 2003.)

\_\_\_\_ 25 \_\_\_\_\_\_

# HB 4875 Rep. Richardville

Natural resources; hunting; use of crossbow by certain individuals during hunting season; allow.

Amends secs. 40104 & 40114 of 1994 PA 451 (MCL 324.40104 & 324.40114) & adds sec. 40115.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day July 2, 2003.)

#### SECOND READING

— 26 ——

#### HB 4652 Rep. Milosch

Health; research; sale, transfer, distribution, or assessment of any fees for use of fetal tissue; prohibit.

Amends sec. 2690 of 1978 PA 368 (MCL 333.2690).

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day September 23, 2003.)

\_\_\_\_ 27 \_\_\_\_\_

# SB 510 Sen. Leland

Environmental protection; water pollution; storm water discharge fees; increase and provide for disposition of funds.

Amends secs. 3118 & 3119 of 1994 PA 451 (MCL 324.3118 & 324.3119).

(Reported by the Committee on Government Operations.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-3), see Session Website.)

\_\_\_\_\_ 28 \_\_\_\_\_\_

# HB 4705 Rep. Rocca

Property tax; payment and collection; income threshold to defer summer taxes; increase.

Amends sec. 51 of 1893 PA 206 (MCL 211.51).

(Reported by the Committee on Senior Health, Security and Retirement.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day October 16, 2003.)

\_\_\_\_\_ 29 \_\_\_\_\_

#### SB 50 Sen. Jacobs

Recreation; other; health clubs; require certain procedures to address medical emergencies.

Creates new act.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-3), see Session Website.) (Laid over one day October 21, 2003.)

\_\_\_\_ 30 \_\_\_\_

# HB 4297 Rep. Kolb

Environmental protection; air pollution; electronic equipment containing cathode ray tubes; ban from disposal in municipal solid waste incinerators.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 5502a.

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendment, see House Journal No. 85 of 2003, page 2080 or Session Website.)

(Laid over one day November 6, 2003.)

— 31 ——

#### **HB** 4688 Rep. Ruth Johnson

Environmental protection; landfills; prohibition on disposal of out-of-county solid waste unless provided for in county solid waste management plan; delete.

Amends sec. 11538 of 1994 PA 451 (MCL 324.11538) & repeals sec. 11513 of 1994 PA 451 (MCL 324.11513).

(Reported by the Committee on Land Use and Environment.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day November 6, 2003.)

<del>\_\_\_\_</del> 32 <del>\_\_\_\_\_</del>

# HB 5236 Rep. Farhat

Counties; assessments; voter approval for waste reduction program and funding amounts; provide for.

Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)

(Laid over one day November 6, 2003.)

\_\_\_\_ 33 \_\_\_\_\_

#### HB 5237 Rep. LaJoy

Counties; assessments; definition of "households"; clarify.

Amends sec. 8a of 1967 (Ex Sess) PA 7 (MCL 124.508a).

(Reported by the Committee on Land Use and Environment.)

(For proposed House amendments, see House Journal No. 85 of 2003, page 2081 or Session Website.)

(Laid over one day November 6, 2003.)

<del>\_\_\_ 34 \_\_\_\_\_</del>

# SB 437 Sen. Switalski

Courts; funding; payment of certain costs as a condition of probation for juveniles; require.

Amends sec. 18, ch. XIIA of 1939 PA 288 (MCL 712A.18) & adds sec. 18m to ch. XIIA.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day December 2, 2003.)

\_\_\_\_ 35 \_\_\_\_\_

### HB 5312 Rep. Rocca

Natural resources; hunting; sportsmen against hunger program; allow individuals to donate \$1.00 additional when purchasing hunting or fishing licenses.

Amends title of 1994 PA 451 (MCL 324.101 - 324.90106) & adds sec. 43540a.

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day December 3, 2003.)

#### SECOND READING

— 36 ———

#### **HB** 5351 Rep. DeRoche

Counties; employees and officers; procedures for the vacancy in a county executive office; clarify.

Amends sec. 9 & 10 of 1973 PA 139 (MCL 45.559 & 45.560) & adds sec. 9a.

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day December 9, 2003.)

— 37 *—* 

# SB 601 Sen. Switalski

Cities; home rule; property maintenance codes and international codes; allow adoption by reference.

Amends sec. 3 of 1909 PA 279 (MCL 117.3).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day December 9, 2003.)

- 38 *---*

# **HB** 4863 Rep. Palmer

Sales tax; exemptions; sale of goods by nonprofit organizations; increase exemption allowed.

Amends sec. 4o of 1933 PA 167 (MCL 205.54o).

(Rule suspended; discharged from the Committee on Tax Policy; laid over 1 day December 16, 2003.)

— 39 *—* 

# HB 5298 Rep. Wenke

Sales tax; other; nonprofit exemption and deduction for certain consolidated returns; revise.

Amends secs. 40 & 8 of 1933 PA 167 (MCL 205.540 & 205.58).

(Reported by the Committee on Tax Policy.) (Laid over one day December 17, 2003.)

### SB 193 Sen. Patterson

Vehicles; license plates; specialty plates for ducks unlimited; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e); adds sec. 811o & repeals sec. 811o of 1949 PA 300 (MCL 257.811o).

(Reported by the Committee on Transportation.) (For Senate substitute (S-3), see Session Website.) (Laid over one day December 17, 2003.)

— 41 ——

#### SB 189 Sen. Hammerstrom

Occupations; social workers; social workers meeting certain requirements; license.

Amends secs. 16263, 18501, 18503, 18505, 18507, 18509, 18511, 18513 & 18515 of 1978 PA 368 (MCL 333.16263 et seq.) & adds secs. 18504, 18506 & 18516.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-4)\*, see Session Website.)

(For Senate substitute (S-1), see Session Website.) (Laid over one day February 3, 2004.)

#### **HB** 4649 Rep. Pappageorge

Property tax; exemptions; new construction on homestead property; exempt for certain period.

Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-4), see Session

(Laid over one day February 4, 2004.)

#### **HB** 5337 Rep. Howell

Courts; judges; various circuit, probate, and district judgeships; revise.

Amends secs. 504, 517, 518, 542, 549g, 803, 810a, 8117, 8142, 8162 & 8163 of 1961 PA 236 (MCL 600.504 et seq.). (Reported by the Committee on Judiciary.)

(For proposed House substitute (H-1), see Session

(Laid over one day February 10, 2004.)

— 44 —

#### 843 Sen. Gilbert SB

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of buying, selling, possessing, or using a mobile infrared transmitter device; enact.

Amends sec. 12e, ch. XVII of 1927 PA 175 (MCL 777.12e).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-1), see Session

(For Senate substitute (S-1), see Session Website.) (Laid over one day February 12, 2004.)

\_\_\_\_\_ 45 \_\_\_\_\_

### **HJR** V Rep. Moolenaar

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art VIII of the state constitution.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 17, 2004.)

#### **5466** Rep. Emmons

Probate; powers of attorney; length of delegation of parental powers by individuals serving in armed forces; ex-

Amends sec. 5103 of 1998 PA 386 (MCL 700.5103).

(Reported by the Committee on Judiciary.) (For House substitute (H-1), see Session Website.)

(Laid over one day February 17, 2004.)

# HB 5482 Rep. Ward

Elections; election officials; appointment of a local receiving board; allow.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding

(Reported by the Committee on Local Government and Urban Policy.)

(Laid over one day February 17, 2004.)

#### SECOND READING

\_\_\_\_ 48 \_\_\_\_\_

#### SB 350 Sen. Brown

Elections; ballots; printed instructions on ballots, voting devices, and placards clarifying assistance available from election officials: require.

Amends secs. 560, 666, 706 & 777 of 1954 PA 116 (MCL 168.560 et seq.).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-2), see Session Website.) (Laid over one day February 17, 2004.)

\_\_\_\_\_ 49 \_\_\_\_\_

#### SB **432** Sen. Hammerstrom

Elections; other; provisions governing training election officials, names on ballots, challenging certain electors, rejected ballots, stray marks on ballots, and canvassing certain elections; revise and enact additional misdemeanors.

Amends secs. 31, 73, 283, 393, 509t, 509y, 509aa, 561a, 624, 624a, 686, 727, 745, 761, 769, 797a, 798c, 799a, 803, 842 & 931 of 1954 PA 116 (MCL 168.31 et seq.) & repeals sec. 509 of 1954 PA 116 (MCL 168.509).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-3), see Session Website.)

(For Senate substitute (S-2), see Session Website.) (Laid over one day February 17, 2004.)

\_\_\_\_ 50 \_\_\_\_

# HB 4361 Rep. Reeves

Insurance; health care corporations; coverage for nurse midwives; provide for.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 416d.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-2), see Session

(Laid over one day February 17, 2004.)

<del>\_\_\_\_ 51 \_\_\_\_</del>

# **HB 4362** Rep. Reeves

Insurance; health; coverage for nurse midwives; provide

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3406*l*.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day February 17, 2004.) \_\_\_\_ 52 \_\_\_\_\_

#### SB **206** Sen. Johnson

Occupations; individual licensing and regulation; audiologists; establish licensing.

Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16323a & pt. 168.

(Reported by the Committee on Health Policy.)

(For proposed House substitute (H-4), see Session Website.)

(For Senate substitute (S-2), see Session Website.) (Laid over one day February 17, 2004.)

\_\_\_\_ 53 \_\_\_\_\_

#### HB 5241 Rep. Koetje

Taxation; hotel-motel tax; population requirements for the collection of and the rate of excise taxes; revise.

Amends sec. 2 of 1974 PA 263 (MCL 141.862).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 18, 2004.)

\_\_\_\_\_ 54 \_\_\_\_\_

#### HB 5281 Rep. Mortimer

Insurance; insurers; requirement for bond surety companies to maintain unimpaired capital and surplus; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 410a.

(Reported by the Committee on Insurance.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 18, 2004.)

\_\_\_\_\_ 55 \_\_\_\_\_

#### **HB** 5427 Rep. Acciavatti

Weapons; licensing; licensing and inspection requirements for certain antique firearms; clarify.

Amends sec. 12 of 1927 PA 372 (MCL 28.432).

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day February 18, 2004.)

\_\_\_\_\_ 56 \_\_\_\_\_

#### **HB 5428** Rep. Amos

Weapons; other; inspection requirements for certain antique firearms; clarify.

Amends sec. 9 of 1927 PA 372 (MCL 28.429).

(Reported by the Committee on Conservation and Outdoor Recreation.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 18, 2004.)

\_\_\_\_\_ 57 \_\_\_\_\_

### HB 5429 Rep. Milosch

Weapons; licensing; licensing requirements for certain antique firearms; clarify.

Amends sec. 2 of 1927 PA 372 (MCL 28.422).

(Reported by the Committee on Conservation and Outdoor Recreation.)

(Laid over one day February 18, 2004.)

\_\_\_\_ 58 \_\_\_\_\_

#### **HB** 5174 Rep. Robertson

Crimes; other; penalties for certain adulterations of drugs and medicine; increase.

Amends secs. 16 & 18 of 1931 PA 328 (MCL 750.16 & 750.18).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 18, 2004.)

#### SECOND READING

\_\_\_\_ 59 \_\_\_\_\_

#### **HB** 5175 Rep. Nofs

Health; pharmaceuticals; penalty for adulterating, misbranding, or substituting a drug or device with the intent to defraud; enhance in certain circumstances.

Amends secs. 16221, 16226, 17763 & 17764 of 1978 PA 368 (MCL 333.16221 et seq.).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day February 18, 2004.)

# **HB** 5176 Rep. Farhat

Criminal procedure; sentencing guidelines; crime of adulterating, misbranding, or substituting drugs; provide for

Amends sec. 13n, ch. XVII of 1927 PA 175 (MCL 777.13n).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day February 18, 2004.)

<del>\_\_\_\_ 61 \_\_\_\_\_</del>

### **HB** 5177 Rep. Ehardt

Criminal procedure; sentencing guidelines; increased penalties for certain adulterations of drugs and medicine; provide.

Amends sec. 16a, ch. XVII of 1927 PA 175 (MCL 777.16a).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 18, 2004.)

# HB 5178 Rep. Casperson

Corrections; parole; provision relating to nonparolable life sentences; expand to include certain convictions.

Amends sec. 34 of 1953 PA 232 (MCL 791.234).

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 18, 2004.)

<del>\_\_\_\_</del> 63 <del>\_\_\_\_\_</del>

### SB 681 Sen. Cherry

Criminal procedure; preliminary examination; expert testimony by video conferencing; allow.

Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 11a, ch. VI.

(Reported by the Committee on Criminal Justice.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate amendment, see Senate Journal No. 101 of 2003, page 2148.)

(Laid over one day February 18, 2004.)

<del>\_\_\_\_ 64 \_\_\_\_</del>

# **HB 4929** Rep. Ward

Environmental protection; water pollution; disclosure procedures for discharges of untreated or partially treated sewage; require for privately owned wastewater treatment facilities.

Amends sec. 3112a of 1994 PA 451 (MCL 324.3112a).

(Reported by the Committee on Land Use and Environment.)

(For proposed House substitute (H-2), see Session Website.)

(Laid over one day February 19, 2004.)

65 —

#### **HB** 4476 Rep. Vander Veen

Human services; long-term care; Michigan lifespan respite services program; create.

Creates new act.

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 19, 2004.)

\_\_\_\_\_ 66 \_\_\_\_\_

#### HB 4654 Rep. Lipsey

Children; support; child support amnesty program for arrearages; provide for.

Amends 1971 PA 174 (MCL 400.231 - 400.240) by adding sec. 3b.

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-3), see Session Website.)

(Laid over one day February 19, 2004.)

67 —

### **HB** 5259 Rep. Stahl

Children; support; nonprosecution for arrearages in friend of the court cases if payer is participating in child support amnesty program; provide for.

Amends sec. 11 of 1982 PA 294 (MCL 552.511).

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 19, 2004.)

\_\_\_\_ 68 \_\_\_\_

# HB 5261 Rep. Elkins

Children; support; nonprosecution under the support and parenting time enforcement act for arrearages if payer is participating in child support amnesty program; provide for.

Amends sec. 3 of 1982 PA 295 (MCL 552.603).

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 19, 2004.)

#### SECOND READING

\_\_\_\_\_ 69 \_\_\_\_\_

#### **HB 5262** Rep. Hart

Children; support; nonprosecution under the penal code for failure to support a child if the individual is participating in child support amnesty program; provide for.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 161a.

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-1), see Session Website.)

(Laid over one day February 19, 2004.)

#### MESSAGES FROM THE GOVERNOR

#### **HB** 4511 Rep. Pappageorge

Administrative procedure; joint committee; procedure for objecting to rules; modify.

Amends secs. 45 of 1969 PA 306 (MCL 24.245).

(Reported by the Committee on Government Operations.)

(Vetoed by Govenor on July 11, 2003; re-referred to the Committee on Government Operations.)

(For veto message, see House Journal No. 61 of 2003, page 1296.)

### **HB** 4478 Rep. O'Neil

Family law; parental rights; process for judicial waiver of parental consent requirement; clarify.

Amends secs. 3 & 4 of 1990 PA 211 (MCL 722.903 & 722.904).

(Reported by the Committee on Government Operations.)

(Vetoed by Govenor on February 6, 2004; re-referred to the Committee on Government Operations.)

(For veto message, see House Journal No. 10, page 136.)

#### LAID ON TABLE

72

### **HB** 5271 Rep. Gaffney

Courts; circuit court; third judicial circuit; revise provisions concerning number of judges.

Amends sec. 504 of 1961 PA 236 (MCL 600.504).

(Reported by the Committee on Judiciary.)

73

### **SB** 106 Sen. Hammerstrom

State; symbol; lotus blossom; designate as state symbol for clean water.

Creates new act.

(Reported by the Committee on Government Operations.)

#### STANDING COMMITTEE MEETINGS

**Agriculture and Resource Management -** Tuesday, February 24, 10:30 a.m., Room 327, House Office Building

**Appropriations -** Wednesday, February 25, 11:30 a.m., Room 351, Capitol Building

**Subcommittee on Agriculture -** Thursday, February 26, 8:00 a.m., Room 424, Capitol Building

**Subcommittee on Community Colleges -** Tuesday, February 24, 10:00 a.m., Room 351, Capitol Building

**Subcommittee on Family Independence Agency -** Wednesday, February 25, 8:30 a.m. and Thursday, February 26, 1:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 351, Capitol Building

**Subcommittee on General Government -** Tuesdays, February 24, 10:30 a.m., March 9 and 16, 11:00 a.m., Room 308, House Office Building

Subcommittee on State Police/Military and Veterans Affairs - Tuesday, February 24, 2:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 351, Capitol Building, Thursday, February 26 (to meet jointly with the Senate Appropriations Subcommittee on State Police and Military and Veterans Affairs), 9:00 a.m, Senate Appropriations Committee Room, Capitol Building, and Tuesdays, March 9 and 16, 2:00 p.m., or after committees are given leave by the House to meet, whichever time is later, Room 351, Capitol Building

**Subcommittee on Transportation -** Tuesday, February 24, 8:00 a.m., Room 351, Capitol Building

**Commerce -** Tuesday, February 24, 10:30 a.m., Room 519, House Office Building

#### STANDING COMMITTEE MEETINGS

**Health Policy -** Tuesday, February 24, 10:30 a.m., Room 521, House Office Building

**Higher Education -** Thursday, February 26, 9:00 a.m., Room 326, House Office Building

**Judiciary -** Tuesday, February 24, 9:00 a.m., Room 308, House Office Building

**Local Government and Urban Policy -** Tuesday, February 24, 9:00 a.m., Room 307, House Office Building

**Regulatory Reform -** Tuesday, February 24, 9:00 a.m., Room 326, House Office Building

**Senior Health, Security and Retirement** - Thursday, March 11, 9:00 a.m., Room 327, House Office Building

**Tax Policy -** Wednesday, February 25, 9:00 a.m., Room 326, House Office Building

**Veterans Affairs and Homeland Security -** Tuesday, February 24, 9:00 a.m., Room 327, House Office Building

#### STATUTORY COMMITTEE MEETING

**House Fiscal Agency Governing Board -** Wednesday, March 10, 12:45 p.m., Room 351, Capitol Building

| BILLS IN CONFERENCE |                                       |           |          |                  |        |
|---------------------|---------------------------------------|-----------|----------|------------------|--------|
|                     |                                       | Conferees |          | Report Agreed to |        |
| Bill No.            | Brief Title                           | House     | Senate   | House            | Senate |
| SB 560              | Environmental protection; groundwater | Koetje    | McManus  |                  |        |
|                     | contamination; groundwater discharge  | Howell    | Birkholz |                  |        |
|                     | permit fees; enact.                   | Tobocman  | Brater   |                  |        |